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IN THE UNITED STATES DISTRICT COURT FOR THE
CENTRAL DISTRICT OF CALIFORNIA

AF HOLDINGS LLC,
Plaintiff,

v.

JOHN DOE,
Defendant.

Case No. 2:12-cv-05725-JFW-JEM

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S EX PARTE
APPLICATION FOR LEAVE TO
TAKE EXPEDITED DISCOVERY**

**ORDER GRANTING PLAINTIFF'S *EX PARTE* APPLICATION FOR LEAVE
TO TAKE EXPEDITED DISCOVERY**

The Court has reviewed the Complaint with attached Exhibits, Plaintiff's *Ex Parte* Application for Leave to Take Expedited Discovery and all the papers filed in connection with the motion, and relevant case law. Accordingly, it is hereby

ORDERED that Plaintiff's *Ex Parte* Application for Leave to Take Discovery is GRANTED; it is further

ORDERED that Plaintiff may immediately serve Rule 45 subpoena(s) to identify John Doe associated with Internet Protocol ("IP") address listed in the Complaint, limited to the following categories of entities and information:

1 From Internet Service Provider (ISP) identified in Plaintiff's *Ex Parte*
2 Application for Leave to Take Expedited Discovery and any other entity
3 identified as a provider of Internet services to John Doe in response to a
4 subpoena or as a result of ongoing BitTorrent activity monitoring:
5 information sufficient to identify John Doe associated with IP address
6 listed in the Complaint, including name, current (and permanent) address,
7 telephone number, e-mail address, and Media Access Control address; it
8 is further
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10 ORDERED any information disclosed to the Plaintiff in response to a Rule 45
11 subpoena may be used by the Plaintiff solely for the purpose of protecting Plaintiff's
12 rights as set forth in its Complaint; it is further
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14 ORDERED that Plaintiff and any entity which receives a subpoena shall confer,
15 if necessary, with respect to the issue of payment for the information requested in the
16 subpoena or for resolution of IP addresses which are not controlled by such entity,
17 duplicate IP addresses that resolve to the same individual, other IP addresses that do
18 not provide the name and other information requested of a unique individual, or for
19 the entity's internal costs to notify its customers; it is further
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21 ORDERED that any entity which receives a subpoena and elects to charge for
22 the costs of production shall provide a billing summary and any cost reports that serve
23 as a basis for such

24 billing summary and any costs claimed by such entity; it is further
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26 ORDERED that Plaintiff shall serve a copy of this Order along with any
27 subpoenas issued pursuant to this Order; it is further
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1 ORDERED that if any entity subpoenaed pursuant to this Order wishes to move
2 to quash the subpoena, it must do so before the return date of the subpoena, which
3 shall be 30 days from the date of service;
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5 Finally, it is ORDERED that the subpoenaed entity shall preserve any
6 subpoenaed information pending the resolution of any timely-filed motion to quash;
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10 DATED: July 11, 2012


United States Magistrate Judge